
HOUSE BILL 1685

State of Washington

60th Legislature

2007 Regular Session

By Representative Orcutt

Read first time 01/24/2007. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to the final disposition of harvested problem-
2 causing wild ungulates; and amending RCW 77.36.030.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 77.36.030 and 1996 c 54 s 4 are each amended to read
5 as follows:

6 (1) Subject to the following limitations and conditions, the owner,
7 the owner's immediate family member, the owner's documented employee,
8 or a tenant of real property may trap or kill on that property, without
9 the licenses required under RCW 77.32.010 or authorization from the
10 director under RCW 77.12.240, wild animals or wild birds that are
11 damaging crops, domestic animals, or fowl:

12 (a) Threatened or endangered species shall not be hunted, trapped,
13 or killed;

14 (b) Except in an emergency situation, deer, elk, and protected
15 wildlife shall not be killed without a permit issued and conditioned by
16 the director or the director's designee. In an emergency, the
17 department may give verbal permission followed by written permission to
18 trap or kill any deer, elk, or protected wildlife that is damaging
19 crops, domestic animals, or fowl; and

1 (c) On privately owned cattle ranching lands, the land owner or
2 lessee may declare an emergency only when the department has not
3 responded within forty-eight hours after having been contacted by the
4 land owner or lessee regarding damage caused by wild animals or wild
5 birds. In such an emergency, the owner or lessee may trap or kill any
6 deer, elk, or other protected wildlife that is causing the damage but
7 deer and elk may only be killed if such lands were open to public
8 hunting during the previous hunting season, or the closure to public
9 hunting was coordinated with the department to protect property and
10 livestock.

11 (2)(a) Except for deer, elk, coyotes, and Columbian ground
12 squirrels, wildlife trapped or killed under this section remain the
13 property of the state, and the person trapping or killing the wildlife
14 shall notify the department immediately. The department shall dispose
15 of wildlife so taken within three days of receiving such a notification
16 and in a manner determined by the director to be in the best interest
17 of the state.

18 (b) A person who kills a deer or elk under this section may opt to
19 retain the animal for personal use. Any deer or elk killed under this
20 section that is not intended to be put to personal use must be
21 surrendered to the department.

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